

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

IN RE WORLD TRADE CENTER DISASTER SITE LITIGATION

IN RE WORLD TRADE CENTER LOWER MANHATTAN DISASTER SITE LITIGATION

SEGUNDO MORALES, et al.,

Plaintiffs,

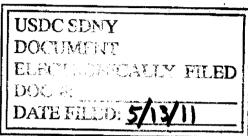
-against-

THE CITY OF NEW YORK, et al.,

Defendants.

STIPULATED ORDER OF DISMISSAL WITH PREJUDICE PURSUANT TO FINAL SETTLEMENT AGREEMENT

21 MC 100 (AKH) 21 MC 102 (AKH)



THIS STIPULATED ORDER PERTAINS TO ALL PLAINTIFFS AND DOCKET NUMBERS SET FORTH ON EXHIBIT A

IT IS HEREBY STIPULATED AND AGREED by and between certain Plaintiffs represented by Worby Groner Edelman & Napoli Bern, LLP, identified on Exhibit A hereto ("Plaintiffs"), and the Defendants identified on Exhibit B ("Settling Defendants") that:

- 1. Plaintiffs and Settling Defendants have entered into a settlement agreement resolving all claims by Plaintiffs against Settling Defendants in the above-captioned action.
- 2. Plaintiffs have executed releases and covenants not to sue in which Plaintiffs have released the Settling Defendants and each of them from any and all obligations and liability to Plaintiffs for past, present, and future injuries arising out of or relating in any way to World Trade Center-related rescue, recovery and/or debris-removal operations and/or clean-up at any location on and/or after September 11, 2001. Accordingly, Plaintiffs' claims against the Settling Defendants and each of them shall be dismissed, and hereby are dismissed, with prejudice;

3. The Primary Plaintiffs identified on Exhibit A also have executed before a notary public documents evidencing their understanding that they are foreclosed from suing the Settling Defendants or any of them in the future for currently unknown, future injuries arising out of or relating in any way to World Trade Center-related rescue, recovery and/or debris-removal operations and/or clean-up at any location on and/or after September 11, 2001, regardless of whether such currently unknown, future injuries arise out of or relate in any way to the injury(ies) each Primary Plaintiff has pleaded in this action. Such understanding shall be, and hereby is, judicially noticed.

WORBY GRONER EDELMAN & NAPOLI BERN, LLP

Paul J. Napoli, Esq.

Attorneys for Plaintiffs
350 5th Avenue, Suite 7413
New York, NY 10118

Dated:

May ≥ , 2011

PATTON BOGGS LLP

James E. Tyriell, Jr.

Attorneys for all Defendants

The Legal Center

One Riverfront Plaza, Suite 600

Newark, NJ 07102

Dated:

May 3, 2011

SO ORDERED, this

ALVIN K. HELLERSTEIN United States District Judge

Exhibit A - List of Plaintiffs

No.	Primary Plaintiff		Derivative Plaintiff		Civil Action	Master
	Last Name	First Name	Last Name	First Name	No.	Docket
1	Morales	Segundo	Morales	Dolores	07cv01668	21MC102
2	Valarezo	Wilson	Obando-Aguire	Sara	06cv07564	21MC100

Exhibit B - List of Settling Defendants

CITY OF NEW YORK, including the: BOARD OF EDUCATION OF THE CITY OF NEW YORK BOROUGH OF MANHATTAN COMMUNITY COLLEGE
CITY OF NEW YORK BOROUGH OF MANHATTAN
BOROUGH OF MANHATTAN
COMMONIA COLLEGE
CITY UNIVERSITY OF NEW YORK
NEW YORK CITY DEPARTMENT OF
EDUCATION
NEW YORK CITY SCHOOL
CONSTRUCTION AUTHORITY
A RUSSO WRECKING
ACROW
ALLCOM ELECTRIC
AMEC CONSTRUCTION MANAGEMENT,
1
INC. AMEC EARTH AND ENVIRONMENTAL
ANTHONY CORTESE SPECIALIZED
HAULING LLC
ASG PEST CONTROL
ATC GROUP SERV/DBA ATC
ASSOCIATES
ATLANTIC HEYDT CORP.
ATLAS CONCRETE
AVANTI DEMOLITION & CARTING CORP.
BECHTEL CONSTRUCTION, INC.
BERGEN CONCRETE CUTTING
BERKEL & CO. CONTRACTORS, INC.
BIG APPLE WRECKING &
CONSTRUCTION
BOVIS LEND LEASE LMB, INC.
BREEZE CARTING
BREEZE NATIONAL, INC.
BRER FOUR TRANSPORTATION
BURO HAPPOLD CONSULT ENG.
C & D FIREPROOFING
C & D PAINTING, INC.
C.B. CONTRACTING CORP.
CANRON CONSTRUCTION CORP.
CANTOR SEINUK GROUP
CERTIFIED FENCE CORP.
CIVETTA COUSINS
CLARCO ENTERPRISE CORP.
COMPONENT ASSEMBLY SYS
COORDINATED METALS, INC.
CORD CONTRACTING CO., INC.

CRAIG TEST BORING CRITICOM INTERNATIONAL CORP DAKOTA DEMO-TECH DESIMONE CONSULTING ENGINEERS, PLLC DCM ERECTORS, INC. DIAMOND POINT EXCAVATION CORP DIEGO CONSTRUCTION DIVERSIFIED CARTING DMT ENTERPRISE D'ONOFRIO GENERAL CONTRACTORS CORP. EAGLE LEASING & INDUSTRIAL SUPPLY (SEASONS) EAGLE ONE ROOFING CONTRACTORS, INC. EAGLE SCAFFOLDING CO. (SEASONS) EI DAVIES, INC. EN-TECH CORP. ENTERTAINMENT PARTNERS ET ENVIRONMENTAL EVERGREEN RECYCLING OF CORONA (EROC) EWELL W. FINLEY, P.C. EXECUTIVE MED SERVICES, PC F&G MECHANICAL CORPORATION FELIX EQUITIES, INC. FLEET TRUCKING FRANCIS A. LEE EXTERIOR RESTORATION FRANK MICELLI JR CONTRACTING FTI TRUCKING G & G CONTRACTING, INC. GILSANZ, MURRAY, & STEFICEK GINO CRACOLICI & SONS, INC. GOLDSTEIN ASSOCIATES PLLC GRACE INDUSTRIES GUY NORDENSON AND ASSOCIATES HALLEN WELDING SERVICE HELMSMAN MANAGEMENT SERVICES, INC. HGC CONTRACTING CORP. HIGH RISE HOISTING AND SCAFFOLDING HIGH-RISE ELECTRIC, INC.	Γ
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HIGH RISE HOISTING AND SCAFFOLDING	
SCAFFOLDING	
HIGH-RISE ELECTRIC, INC.	
	HIGH-RISE ELECTRIC, INC.

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KOCH SKANSKA, INC.
LAQUILLA CONSTRUCTION, INC.
LASTRADA GENERAL CONTRACTING
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LIBERTY MUTUAL GROUP
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LOCKWOOD, KESSLER & BARTLETT
(LKB)
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LZA TECH-DIVISION OF THORTON
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MERIDIAN CONSTRUCTION GROUP
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ENGINEERS
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NICHOLSON/HEYWOOD JOINT VENTURE
OFF ROAD WELDING, INC.
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SEVERUD ASSOCIATES CONSULTING
ENGINEERS
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SILVERADO CONTRACTORS
SILVERITE CONTRACTING
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SKIDMORE, OWINGS & MERRILL LLP
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STIER, ANDERSON & MALONE
SUMMIT STRUCTURES LLC
TELENET COMMUNICATIONS
THYSSEN KRUPP ELEVATOR CO.
TOMASETTI GROUP
TORETTA TRUCKING
TOTAL SAFETY CONSULTING LLC
TUCCI EQUIPMENT RENTAL CORP
TULLY CONSTRUCTION
TURNER CONSTRUCTION COMPANY
ULTIMATE DEMOLITION/CS HAULING
(JOINT VENTURE)
UNITED STATES REBAR
VANGUARD EQUIPMENT RENTALS
VERTICAL TECHNOLOGIES
VOLLMER ASSOCIATES
W HARRIS & SON INC.
WALTER WHITE TRUCKING
WEEKS MARINE, INC.
WEIDLINGER ASSOCIATES
WHITNEY CONTRACTING
WOLKOW BRAKER ROOFING
YANNUZZI & SONS, INC.
YONKERS CONTRACTING
YORK HUNTER CONSTRUCTION, LLC
ZIEGENFUSS DRILLING